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ECONOMIC ANALYSIS OF LAW

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FACULTY OF LAW
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READINGS AND MATERIALS

FOR

ECONOMIC ANALYSIS OF LAW

1980

PROFESSOR MICHAEL J. TREBILCOCK

PROFESSOR J. ROBERT S. PRICHARD

LAW AND ECONOMICS PROGRAMME

FACULTY OF LAW

UNIVERSITY OF TORONTO

NOTE

These materials are prepared annually for the exclusive use of students at the Faculty of Law.

Over the past few years numerous individuals including Bill Bishop, Tom Borcherding, Don Dewees, Jim Douglas, John Gibson, Gordon Kaiser, Jack Knetsch, Jim McDonald, Sam Rea, and Arnie Weinrib have been involved from time to time in the collaborative task of preparing and maintaining these materials.

ECONOMIC ANALYSIS OF LAW

All references to "Posner" are to Posner, Economic Analysis of Law (2nd edn., 1977)

WEEK 1: Introduction to Economic Analysis of Law

Required Readings:

		PAGE
(i)	Posner, Chapter 1, "The Nature of Economic Reasoning", pp. 3-14	--
(ii)	Posner, Chapter 2, "The Economic Approach to Law", pp. 15-23	--
(iii)	Posner, Chapter 9, "The Theory of Monopoly", pp. 195-205.	--
(iv)	Ackerman, Economic Foundation of Property Law (1975), "Introduction", pp. vi-xvi.	1
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(ii) Coase, "The Problem of Social Cost", 3 J. Law & Econ. 1 (1963), pp. 1-28. 1

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(ii) Hoppe, "A Licence to Steal" in Ackerman, Economic Foundations of Property Law (1975), at pp. 49-50. 40

(iii) Miller v. Jackson, [1977] 3 W.L.R. 20 (C.A.). 42

(iv) Spur Industries v. Del E. Webb, 494 P. 2d 700 (1972) 55

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(ii) Schwartz, "Contributory and Comparative Negligence: A Reappraisal" 87 Yale L.J. 697 (1978). 1

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(ii)	Komesar, "Toward a General Theory of Personal Injury Loss", 3 J. Leg. Studies 457 (1974)	1
(iii)	Rea, "Lump Sum Versus Periodic Damage Awards", (J. Leg. Studies, forthcoming)	30
(iv)	Rea, "Inflation, Taxation and Damage Assessment", (Canadian Bar Review, forthcoming)	63
(v)	Franco v. Woolfe, 6 O.R. (2d) 227 (1974)	89
(vi)	Mishan, Cost BenefitsAnalysis (1976), Chap. 45.	99
(vii)	Sunday Star, February 19, 1978 (excerpt)	111

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(ii)	Kronman and Posner, The Economics of Contract Law (1979), pp. 115-138.	1

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(iii) Trebilcock, "An Economic Approach to the Doctrine of Unconscionability", in B.J. Reiter and J. Swan (eds.) Studies in Contract Law (1980) at pp. 379-421. 22

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